

AMENDED IN SENATE APRIL 17, 2012
AMENDED IN SENATE FEBRUARY 27, 2012

SENATE BILL

No. 960

Introduced by Senator Rubio

January 10, 2012

An act to add Section 89711 to the Education Code, relating to the California State University.

LEGISLATIVE COUNSEL'S DIGEST

SB 960, as amended, Rubio. California State University: campus-based mandatory fees.

Existing law establishes the California State University, under the administration of the Trustees of the California State University, as one of the segments of public postsecondary education in the state. Existing law authorizes the trustees by rule to require all persons to pay fees, rents, deposits, and charges for services, facilities, or materials provided by the trustees to those persons.

This bill would prohibit specified California State University campus-based mandatory fees from being established, ~~adjusted, or reallocated~~ without an affirmative vote of ~~either a majority of the student body or a campus fee advisory committee that meets specified criteria~~. The bill would also prohibit a rule, order, or other action of the California State University or its campuses, including, but not limited to, the university's Mandatory Catalog, from providing authority to campus presidents, or any other person, to use alternative consultation mechanisms to establish, adjust, or reallocate those campus-based mandatory fees without an affirmative vote of either the student body or a campus fee advisory committee that meets specified criteria: *voting on the fee. The bill also would prohibit those fees from being adjusted*

or reallocated without an affirmative vote of the majority of the members of either the student body or a campus fee advisory committee that meets specified criteria voting on the fee, unless the vote that established the fee authorizes an alternative or automatic adjustment or reallocation mechanism for that fee.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 89711 is added to the Education Code,
2 to read:

3 89711. (a) California State University campus-based
4 mandatory fees, *other than those for instruction-related purposes*,
5 that are not specifically authorized by statute shall not be
6 established without an affirmative vote of ~~either a majority of the~~
7 ~~student body or a campus fee advisory committee that meets the~~
8 ~~criteria specified in subdivision (d) voting on the fee.~~ This
9 *subdivision shall not be interpreted to require current*
10 *campus-based mandatory fees to be reestablished with an*
11 *affirmative vote of the majority of the student body voting on the*
12 *fee.*

13 (b) (1) *Except as provided for in paragraph (2), a California*
14 *State University campus-based mandatory fee established*
15 *through a an affirmative vote of the majority of the student body*
16 *voting on the fee, but not specifically authorized by statute, shall*
17 *not be adjusted or reallocated without an affirmative vote of a*
18 *majority of the members of either the student body or a campus*
19 *fee advisory committee that meets the criteria specified in*
20 *subdivision (d) (c) voting on the fee.*

21 (2) *A California State University campus-based mandatory fee*
22 *established through an affirmative vote of the majority of the*
23 *student body voting on the fee, but not specifically authorized by*
24 *statute, may be adjusted or reallocated without an affirmative vote*
25 *of a majority of the members of either the student body or a campus*
26 *fee advisory committee voting on the fee if the vote that established*
27 *the fee authorized an alternative or automatic adjustment or*
28 *reallocation mechanism for that fee.*

29 (c) ~~A rule, order, or other action of the California State~~
30 ~~University or its campuses, including, but not limited to, the~~

1 ~~university's Mandatory Catalog, shall not provide authority to~~
2 ~~campus presidents, or any other person, to use alternative~~
3 ~~consultation mechanisms to establish, adjust, or reallocate the~~
4 ~~campus-based mandatory fees referenced in subdivisions (a) and~~
5 ~~(b) without an affirmative vote of either the student body or a~~
6 ~~campus fee advisory committee that meets the criteria specified~~
7 ~~in subdivision (d).~~

8 ~~(d)~~

9 (c) The majority of the membership of a campus fee advisory
10 committee that votes to establish, adjust, or reallocate a
11 campus-based mandatory fee pursuant to this section shall be
12 comprised of ~~student members elected by the student body who~~
13 ~~may hold other offices~~ *students who are representatives of the*
14 *student body organization of the campus, or who are selected by*
15 *that student body organization.* The campus fee advisory committee
16 may include nonstudent members who are appointed or elected as
17 authorized.